



Docket: 214398US-2SRD

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

Re: Group Art Unit: 2872
Serial No.: 09/961,372
Filed: SEPTEMBER 25, 2001
Applicant: HIDETO FURUYAMA
For: OPTICAL INTERCONNECTION CIRCUIT
BOARD AND MANUFACTURING...

ATTORNEYS AT LAW

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Attached hereto for filing are the following papers:

RESPONSE TO AN ELECTION OF SPECIES REQUIREMENT

Our check in the amount of \$ - 0 - is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate of this sheet is enclosed.

Respectfully submitted,

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IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF: :
HIDETO FURUYAMA : GROUP ART UNIT: 2872
SERIAL NO: 09/961,372 :
FILED: SEPTEMBER 25, 2001 : EXAMINER: ALLEN, D.
FOR: OPTICAL INTERCONNECTION :
CIRCUIT BOARD AND MANUFACTURING...

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#1
3/20/03
[Signature]

RESPONSE TO AN ELECTION OF SPECIES REQUIREMENT

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

In response to the communication dated February 21, 2003, and further in response to the Election of Species Requirement contained therein, Applicant herein provisionally elects the species noted in the requirement to be "Species 1," said to correspond to Figures 3 and 4, and list Claims 1, 2, and 25-28 as being readable thereon.

In addition, Applicant respectfully traverses the Election of Species Requirement as it fails to set forth a serious burden in terms of searching and examining all of Claims 1-28 together. Note MPEP §803 which states that:

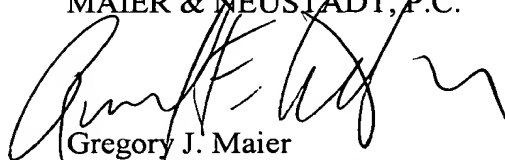
If the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims to independent or distinct inventions. [Emphasis added.]

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Accordingly, it is urged that this Election of Species Requirement should be withdrawn and that an Action on the merits as to all of Claims 1-28 should be forthcoming.

Respectfully submitted,

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